

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2006, And to Reflect That Increase in Rates.

Application 04-12-014
(Filed December 21, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING DENYING
SOUTHERN CALIFORNIA EDISON COMPANY'S MOTION TO STRIKE**

On May 11, 2005, Southern California Edison Company (SCE) filed a motion to strike those portions of San Diego Gas & Electric Company's (SDG&E's) testimony that relate to SDG&E's proposal to have SCE purchase SDG&E's interest in San Onofre Nuclear Generating Station (SONGS) Unit Nos. 2 and 3 and then enter into a Power Purchase Agreement (PPA) with SDG&E. SCE states that SDG&E has proposed that the Commission adopt the PPA proposal in the SONGS Steam Generator Replacement Proceeding (SGRP).¹ SCE moves to strike the description of this proposal in the record of this proceeding, since SDG&E is not asking the Commission to adopt it here. SCE indicates that if the testimony is not stricken, it will have to enter rebuttal to it.

SDG&E responded to SCE's motion on May 17, 2005. In opposing SCE's motion, SDG&E states its purpose in suggesting two mutually exclusive proposals—SDG&E's proposed PPA in the SGRP and its proposed Cost Control

¹ Application 04-02-026.

Incentive Mechanism (CCIM) in this proceeding—was to create financial incentives for SCE to control its costs and improve plant performance. SDG&E states that the portions of SDG&E’s testimony that SCE seeks to strike serve to inform the Commission briefly on what the PPA proposal is and why, if the Commission adopts it in the SGRP, there would be no need for the CCIM proposal to be considered in this proceeding.

As SDG&E indicates, its testimony briefly explains the PPA proposal and the relationship to the CCIM. As such, it provides context to its CCIM proposal in this proceeding and is relevant. SCE’s motion to strike should be denied. Since this proceeding will not specifically address or consider the PPA proposal, any rebuttal to SDG&E’s incentive proposals for SONGS should focus on the CCIM.

IT IS RULED that the May 11, 2005 motion of Southern California Edison Company to strike certain portions of San Diego Gas & Electric Company’s testimony is denied.

Dated May 19, 2005, at San Francisco, California.

/s/ DAVID K. FUKUTOME
David K. Fukutome
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties for whom an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Denying Southern California Edison Company's Motion to Strike on all parties of record in this proceeding or their attorneys of record.

Dated May 19, 2005, at San Francisco, California.

/s/ KE HUANG

Ke Huang

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.